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# County of San Diego

COUNTY OF SAN DIEGO  
BOARD OF SUPERVISORS

OCT 28 AM 9:04

## BOARD OF SUPERVISORS

1600 PACIFIC HIGHWAY, ROOM 335, SAN DIEGO, CALIFORNIA 92101-2470

JACQUELINE PASTUSZKA  
CLERK OF THE BOARD  
OF SUPERVISORS

DATE: October 28, 2003

TO: Greg Cox, Chairman  
Supervisor Pam Slater  
Supervisor Ron Roberts

FROM: Supervisor Dianne Jacob, Vice Chairwoman  
Second District Supervisor  
Supervisor Bill Horn  
Fifth District Supervisor

### OFF-AGENDA CONSIDERATION: (4/5 Vote)

ADOPTION OF A RESOLUTION DECLARING THE CEDAR, PARADISE, OTAY/DULZURA, AND THE ROBLAR II FIRES TO BE ELIGIBLE FOR PERMIT FEE WAIVERS

In accordance with Government Code Section 54954.2 (b) and Board Policy A-72, your consent is requested for Off-Agenda consideration of the attached item. The facts supporting the need to take action at this time, which arose subsequent to the Agenda being posted, are as follows:

As a result of the fires currently raging throughout the County, many residents have lost their homes and others are unable to return to their homes because of dangerous conditions. These residents are in urgent need of assistance. If approved, this Board Letter will formally declare the area damaged by the Cedar, Paradise, Otay/Dulzura, and the Roblar II Fires eligible for the permit fee waivers. This urgent need of assistance cannot wait until the next regular meeting of the Board of Supervisors, which is scheduled for November 4, 2003.

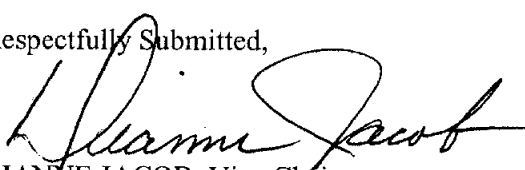
Therefore, there is a need for this matter to be considered as part of the October 28, 2003 agenda of the Board of Supervisors, rather than the following regular meeting of the Board on November 4, 2003.

Thank you for your consideration.

### RECOMMENDATION FOR OFF-AGENDA CONSIDERATION:

Find this item conforms to provisions of the California Government Code Section 54954.2 (b), authorizing a legislative body to take action on an item not appearing on the posted agenda.

Respectfully Submitted,

  
DIANNE JACOB, Vice Chairwoman  
Second District Supervisor

  
BILL HORN  
Fifth District Supervisor

Attachment (Original plus 5 copies)



# County of San Diego

## BOARD OF SUPERVISORS

1600 PACIFIC HIGHWAY, ROOM 335, SAN DIEGO, CALIFORNIA 92101-2470

**DATE:** October 28, 2003

**TO:** Board of Supervisors

**SUBJECT:** ADOPTION OF A RESOLUTION DECLARING THE CEDAR, PARADISE, OTAY/DULZURA, AND THE ROBLAR II FIRES TO BE ELIGIBLE FOR PERMIT FEE WAIVERS (Districts: All)

### SUMMARY:

#### Overview

On March 6, 2002 (18) the Board of Supervisors amended the San Diego County Administrative Code to waive permit fees for rebuilding structures damaged by natural disasters. As a result, when a natural disaster occurs, the Board of Supervisors may adopt a resolution identifying the geographic area affected by the disaster that is eligible for fee waivers.

If approved, this Board Letter will formally declare the area damaged by the Cedar, Paradise, Otay/Dulzura, and the Roblar II Fires eligible for the permit fee waivers. It will also authorize the Director of Planning and Land Use to finalize the eligibility map, since the boundaries of the affected areas are unknown at the time of docketing.

#### Recommendation(s)

##### **VICE CHAIRWOMAN DIANNE JACOB AND SUPERVISOR BILL HORN**

1. Waive Board Policy B-29, Fees, Grants and Revenue Contracts, Department Responsibility for Full Cost Recovery to eliminate building permit fees related to rebuilding structures damaged by natural disasters.

2. Adopt a Resolution entitled:

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO DECLARING THE CEDAR, PARADISE, OTAY/DULZURA, AND THE ROBLAR II FIRES TO BE ELIGIBLE FOR PERMIT FEE WAIVERS

3. Authorize the Director of Planning and Land Use to finalize the map to be used to determine exact boundaries for fee waiver eligibility.

**Fiscal Impact**

If approved, waiver of the permit fee structure will reduce revenues and increase the net general fund allocation by an unknown amount, estimated to be in the range of \$2,000,000. There will be no increase in staff years.

**Advisory Board Statement**

N/A

**BACKGROUND:**

This is a request to adopt a resolution that will formally declare the area damaged by the Cedar, Paradise, Otay/Dulzura, and the Roblar II Fires to be eligible for the permit fee waivers set forth in item 18 of schedule F of section 362 of the County Administrative Code.

If approved, the proposed fee waivers would apply only to legally built structures which have been destroyed by fire and are located within the boundaries of the geographic area that has been declared by resolution of the Board of Supervisors to be eligible for the fee waiver.

These devastating fires continue to destroy homes and structures and require the evacuation of thousands of people. As a result, areas of San Diego County have experienced severe disruption to homes, businesses, farms, ranches, and normal services.

As of 5:00 a.m. Tuesday, October 28, 2003, the County's eight damage assessment teams reported the following numbers:

The four major fires have burned more than 328,000 acres across the County of San Diego.

The Cedar Fire, which started at approximately 5:07 p.m. on Saturday, October 25, 2003 has burned in excess of 206,000 acres; 881 single family dwellings destroyed; 49 single family dwellings damaged.

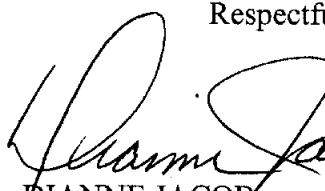
The Paradise Fire, which started at approximately 1:30 a.m. on Sunday, October 26, 2003 has burned in excess of 30,000 acres; 20 single family dwellings destroyed; Four single family dwellings damaged.

The Otay/Dulzura Fire, which started at approximately 6:45 a.m. on Sunday, October 26, 2003 has burned in excess of 45,000 acres. No damage to homes or structures has been confirmed.

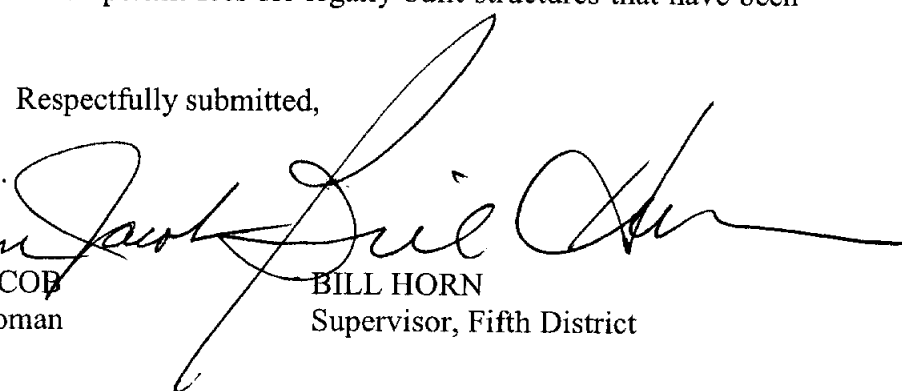
The Roblar II Fire (Camp Pendleton), which started at approximately 12:15 p.m. on Tuesday, October 21, 2003 has burned in excess of 47,000 acres. Structure damage is unknown.

This action will provide critical relief to victims of the recent fires in the unincorporated area, expedite the permitting process and waive permit fees for legally built structures that have been destroyed.

Respectfully submitted,



DIANNE JACOB  
Vice Chairwoman



BILL HORN  
Supervisor, Fifth District

# **AGENDA ITEM INFORMATION SHEET**

## **CONCURRENCE(S)**

<b>COUNTY COUNSEL REVIEW</b>	<input checked="" type="checkbox"/> Yes	
Written Disclosure per County Charter	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Section 1000.1 Required		
<b>GROUP/AGENCY FINANCE DIRECTOR</b>	<input type="checkbox"/> Yes	<input type="checkbox"/> N/A
<b>CHIEF FINANCIAL OFFICER</b>	<input type="checkbox"/> Yes	<input type="checkbox"/> N/A
Requires Four Votes	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<b>GROUP/AGENCY INFORMATION TECHNOLOGY DIRECTOR</b>	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> N/A
<b>COUNTY TECHNOLOGY OFFICE</b>	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> N/A
<b>DEPARTMENT OF HUMAN RESOURCES</b>	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> N/A
<b>Other Concurrence(s):</b> N/A		

## **CONTACT PERSON(S):**

Darren Gretler

Name

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Darren.gretler@sdcounty.ca.gov

E-mail

David Graham

Name

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David.graham@sdcounty.ca.gov

E-mail

**AGENDA ITEM INFORMATION SHEET**  
(continued)

**3**

**BOARD POLICIES APPLICABLE:**

B-29, Fees, Grants and Revenue Contracts, Department Responsibility for Full Cost Recovery

**BOARD POLICY STATEMENTS:**

Pursuant to Board policy B-29, Fees, Grants and Revenue Contracts, Department Responsibility for Full Cost Recovery, a waiver is requested to waive specified permit fees related to rebuilding of structures damaged or destroyed by natural disasters for the Departments of Planning and Land Use, Environmental Health, and Public Works.

**CONTRACT NUMBER(S):**

N/A

**Resolution No. 03-244**

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO DECLARING THE CEDAR, PARADISE, OTAY/DULZURA, AND THE ROBLAR II FIRES TO BE ELIGIBLE FOR PERMIT FEE WAIVERS**

**WHEREAS**, Ordinance No. 8183 of the County of San Diego empowers the Director of Emergency Services to declare the existence or threatened existence of a Local Emergency when said county is affected, or likely to be affected, by a public calamity and the Board of Supervisors is not in session; and

**WHEREAS**, the Director of Emergency Services of the County of San Diego does hereby find that conditions of extreme peril to the safety of persons and property have arisen within said County, caused by the Cedar, Paradise, Otay/Dulzura, and the Roblar II fires commencing on or about 12:01 p.m. on the 21st day of October, 2003; and

**WHEREAS**, on October 28, 2003, the San Diego County Board of Supervisors ratified the Proclamation of Local Emergency made by the Director of Emergency Services; and

**WHEREAS**, the Board of Supervisors has the ability to waive Board Policy B-29, *Fees, Grants and Revenue Contracts, Department Responsibility for Full Cost Recovery*, in order to eliminate building permit fees related to rebuilding structures damaged by natural disasters.

**NOW, THEREFORE BE IT RESOLVED** on this 28<sup>th</sup> day of October, 2003 by the San Diego County Board of Supervisors, that victims of the Cedar, Paradise, Otay/Dulzura, and the Roblar II fires be eligible for permit fee waivers.

**IT IS FURTHER PROCLAIMED AND ORDERED** that the Director of the Department of Planning and Land Use be authorized to finalize the map to be used to determine exact boundaries for fee waiver eligibility.

**ON MOTION** of Supervisor Horn, seconded by Supervisor Jacob, the foregoing Resolution was passed and adopted by the Board of Supervisors, County of San Diego, State of California, on this 28th day of October, 2003, by the following vote, to wit:

AYES: Cox, Jacob, Slater, Roberts, Horn

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STATE OF CALIFORNIA)  
County of San Diego)<sup>SS</sup>

I hereby certify that the foregoing is a full, true and correct copy of the Original Resolution entered in the Minutes of the Board of Supervisors.

THOMAS J. PASTUSZKA  
Clerk of the Board of Supervisors

By: Evelyn Riddick  
Evelyn Riddick, Deputy





**COUNTY OF SAN DIEGO  
BOARD OF SUPERVISORS  
TUESDAY, OCTOBER 28, 2003**

**MINUTE ORDER NO. 3**

**SUBJECT: OFF-AGENDA ITEM: ADOPTION OF A RESOLUTION  
DECLARING THE CEDAR, PARADISE, OTAY/DULZURA, AND  
THE ROBLAR II FIRES TO BE ELIGIBLE FOR PERMIT FEE  
WAIVERS (DISTRICT: ALL)**

**OVERVIEW:**

On March 6, 2002 (18) the Board of Supervisors amended the San Diego County Administrative Code to waive permit fees for rebuilding structures damaged by natural disasters. As a result, when a natural disaster occurs, the Board of Supervisors may adopt a resolution identifying the geographic area affected by the disaster that is eligible for fee waivers.

If approved, this Board Letter will formally declare the area damaged by the Cedar, Paradise, Otay/Dulzura, and the Roblar II Fires eligible for the permit fee waivers. It will also authorize the Director of Planning and Land Use to finalize the eligibility map, since the boundaries of the affected areas are unknown at the time of docketing.

**RECOMMENDATION(S):**

**VICE CHAIRWOMAN JACOB AND SUPERVISOR HORN:**

Find this item conforms to provisions of the California Government Code Section 54954.2(b), authorizing a legislative body to take action on an item not appearing on the posted agenda. (4/5 vote)

3.1

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Jacob, the Board of Supervisors found that the need to take action arose subsequent to the Agenda being posted, and placed the item on the agenda.

AYES: Cox, Jacob, Slater, Roberts, Horn

**RECOMMENDATION(S):**

**VICE CHAIRWOMAN JACOB AND SUPERVISOR HORN:**

1. Waive Board Policy B-29, Fees, Grants and Revenue Contracts, Department Responsibility for Full Cost Recovery to eliminate building permit fees related to rebuilding structures damaged by natural disasters.
2. Adopt a Resolution entitled:

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO DECLARING THE CEDAR, PARADISE, OTAY/DULZURA, AND THE ROBLAR II FIRES TO BE ELIGIBLE FOR PERMIT FEE WAIVERS

3. Authorize the Director of Planning and Land Use to finalize the map to be used to determine exact boundaries for fee waiver eligibility.

**FISCAL IMPACT:**

If approved, waiver of the permit fee structure will reduce revenues and increase the net general fund allocation by an unknown amount, estimated to be the range of \$2,000,000. There will be no increase in staff years.

3.2

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Jacob, the Board of Supervisors took action as recommended; directed the Chief Administrative Officer to handle building permits for the victims of San Diego Firestorm 2003 in an expeditious way and set up a "first-in-line" system for handling those people whose previously permitted homes have been destroyed and who are attempting to replace them; and adopted Resolution No. 03-244, entitled: A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO DECLARING THE CEDAR, PARADISE, OTAY/DULZURA, AND THE ROBLAR II FIRES TO BE ELIGIBLE FOR PERMIT FEE WAIVERS.

AYES: Cox, Jacob, Slater, Roberts, Horn

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State of California)  
County of San Diego)SS

I hereby certify that the foregoing is a full, true and correct copy of the Original entered in the Minutes of the Board of Supervisors.

THOMAS J. PASTUSZKA  
Clerk of the Board of Supervisors

By Adair Gomez  
Adair Gomez, Deputy

